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HOUSE JOINT RESOLUTION 1

**47TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2006**

INTRODUCED BY

Al Park

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO ARTICLE 5, SECTION 5 OF THE  
CONSTITUTION OF NEW MEXICO TO PROVIDE THAT, IN THE CASE OF A  
VACANCY IN THE OFFICE OF LIEUTENANT GOVERNOR, THE GOVERNOR  
SHALL FILL THE OFFICE BY APPOINTMENT BUT THAT THE APPOINTEE  
SHALL NOT TAKE OFFICE UNTIL CONFIRMED BY BOTH HOUSES OF THE  
LEGISLATURE.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. It is proposed to amend Article 5, Section 5  
of the constitution of New Mexico to read:

"The governor shall nominate and, by and with the consent  
of the senate, appoint all officers whose appointment or  
election is not otherwise provided for and may remove any  
officer appointed by ~~him~~ the governor unless otherwise  
provided by law. Should a vacancy occur in any state office,

underscoring material = new  
[bracketed material] = delete

underscoring material = new  
[bracketed material] = delete

1     except [~~lieutenant governor and~~] member of the legislature, the  
2     governor shall fill such office by appointment, and such  
3     appointee shall hold office until the next general election,  
4     when [~~his~~] a successor shall be chosen for the unexpired term;  
5     provided that a gubernatorial appointee to fill a vacancy in  
6     the office of lieutenant governor shall not take office until  
7     confirmed by a majority vote of both houses of the  
8     legislature."

9             Section 2. The amendment proposed by this resolution  
10     shall be submitted to the people for their approval or  
11     rejection at the next general election or at any special  
12     election prior to that date that may be called for that  
13     purpose.

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